

DAVID COOPER
PLAINTIFF

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v.

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CASE NO. 2:06-cv-00418-MHT

DR KIRKLANDS et al,
DEFENDANTS

U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

PLAINTIFF RESPONSES AND ANSWERS TO DEFENDANTS
SPECIAL REPORT ANSWER TREATED AS MOTION FOR
SUMMARY JUDGMENT

Comes now, the plaintiff, pro se, in the above style manner, pursuant to F.R.Civ-p. 56. Plaintiff, responses and answer to defendants special report answer treated as motion for Summary judgment.

INTRODUCTION ONE

Defendants has filed a special report answer treated responses is that plaintiff, defense is stronger then they think. See all Exhibits which clearly shows that all Defendants has perjury themselves except Nurse Miller. However, the plaintiff will letenita file a motion for production of documents regarding her job application, and a copy of her Summarying on discharge regarding why she left a good position for a corrupted job here, and to see if she have a bad discharge from her previous job

DEFENDANTS ALLEGATIONS TWO

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Plaintiff, states that Nurse m. Miller, DR. Nichols, Gail Colburn, and Donna Coney, defendants did contribute to Violating the Plaintiff, eighth amendment right of the federal U.S. Constitution deliberately and has injured themselves trying to cover up their false deeds, Plaintiff, further States that defendants deliberately were indifferent to Plaintiff, heart and prostate problem see exhibits - 3, 4, regarding Prostate Hypertroph Cancer, and anyone with common sense would know automatically that Surgery is needed immediately, Plaintiff, further States that exhibit - 5 thru 10, will simply prove that Plaintiff was in the process of getting his third heart Surgery, when his mental illness kick in, see also exhibit - 5 paragraph 4, which Clearly Shows States aortic valve needs replacement awoke and again on exhibit - 8, as stated will carefully replace and Plaintiff, Cannot read the entire Statement, and that he was treated at Baptist Hospital with not just one doctor, but a team of doctors who Plaintiff will certainly subpoena all doctors in his behalf to jury trial who will clearly witness to this honorable Court in Plaintiff, behalf, Plaintiff, States that he has his medical records which do have some errors on them regarding his true date he was treated as to which he is going to request documents from the state of Florida, Medicaid financial office which DR. Nichols Can't believe that entire state into their favor, but this report will Clearly Show the date of treatment as to which he paid them with his emergency medical Card after he was released on Feb 8, 2006, from North,

Broward Hospital person gave a false statement stating that Plaintiff, voiding all problems there is no way this statement could be true, because Plaintiff was released on Feb 8, 2006, one month different, however if defendants had any dealing trying to damages Plaintiff, lawsuit with some friends of them who work their, it is still not a problem because the truth will ultimately prevail in the end.

PLAINTIFF ANSWERS TO DEFENDANTS ALLEGATION

Plaintiff States that he is very strong regarding being a good candidate for Civil Rights and strongly suppose the Federal U.S. Constitution as to which this Country was establish on. Plaintiff states that the 1983 lawsuit Policy as he see it regarding what was placed on it, doesn't States anything regarding Prison litigation reform act, however, Plaintiff States that he is not a prisoner, or in prison, but simply in jail and who is a pre-trial detainee at the Montgomery County Detention facility hereafter m.c.d.f, who is not Sentence yet nor do the prison litigation Reform act, effect Plaintiff, at all. Plaintiff further State that what defense attorneys has just cited is unacceptable.

SWORN STATEMENT THREE

Plaintiff, States that due to him being in jail and this jail charge 50.¢ per copy he can't afford to get papers notarize, but he is willing to swear in court including but not limited his witness who will also testify in this honorable Court to the truth and will swear on the declaration of perjury including Plaintiff real truth.

STATEMENT OF FACTS AND ANSWER TO ALL NUMBER

5) Plaintiff will file a motion to amend his
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medications from CVS in Florida to which he can get
information from CVS anywhere in this country because he
is on the Computer System.

6) Plaintiff will also seek to get a copy of nurse m. miller,
Job application at Southern Health INC, 3712 Ringold Rd. Suite
384, Chattanooga, TN. 37412 including all jobs in montgomery
Alabama, to see whether she has a bad discharge she
was force to resign for poorest job performance and a
Summarying on her discharge

7) Plaintiff, also listen to defense attorneys who stated that
nurse miller last day on this job was Feb 28 2006,
However, Plaintiff have a witness by the name of Michael
Ferguson, #4391, who will testify under Oath at Court that
on one around May 15, 2006, he try to get nurse miller, Name
for Plaintiff, and she wouldn't give her name and who was
Waiting on Diabetes approximately 5:00 A.M. that morning.

8) Plaintiff, also states that their is no emergency medical
treatment. See inmates rulebook, which is a exhibit already
filed in this Court. Plaintiff, further stated that medical
only Call sick Call inmates to medical when the doctor
is here so they received \$10.00 Charge each visit.

9) Plaintiff States that he had to suffer regarding his prostate
problem, which now is Cancer from 5-13-06, and up to 5-17-06,
5-17-06, Plaintiff was started back on his medication due to
Plaintiff, ran out of his personal medications.

10) Plaintiff, also states that he had a bladder infection in
Florida which cause Plaintiff, to have a IV catheter gauge
in him approximately two days in Florida from north
Broward medical Center, and wore it and stated in Broward
County Outreach Center (41700. Blount Rd. Pompano Beach,

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of the defendants ever do routine Sick Call inside the housing units. See exhibit 18, this statement is purely fabrication and Plaintiff, have witness who are just willing to swear in Court under Oath, under perjury to these lies. However, Plaintiff, States that all activity regarding medical treatment are done in the medical area of this m.c.b.f. The defendants Sworn affidavits get caught lying Plaintiff, will seek charges for perjury themselves and obstructions of justice Plaintiff, is fighting for his rights and life.

2) Plaintiff States that on 4-8-06 at approximately 6:00 a.m. his medication was transferred here to m.c.b.f. from the City jail requesting a Deputy whose name is unknown, Plaintiff States that nurse m. miller, received Plaintiff, medication as stated previously fail to give Plaintiff, his medication, on 4-8-06, even after Plaintiff, requested it

3) Plaintiff, then asked nurse miller on 4-9-06, approximately 5:00 A.M. in the morning to please give him his medication and she stated she only do Diabetes although approximately 600+ inmate's creat m.c.b.f.

4) Plaintiff also ask nurse Dees, to give him his medication approximately 9:30 A.M. on 4-9-06, who also stated that she didn't have it. Plaintiff stated he was going to file a grievance, ms, Dees, response was I don't care so Plaintiff, file a grievance and took it to the Deputy who was assigned to this unit, she read the grievance, and call medical and then he was called out to take a physical who then gave Plaintiff his own prescription medication approximately at 3:00 p.m.

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Fla. 33061, and the nurse at St. Lawrence
Chapel is the one who helped Plaintiff get his prescription
filled at another Health Facility for low income peoples.

Plaintiff, Sure that of this court order this nurses to
respond in writing she will certainly answer because She
no Plaintiff, Situation including seeing a nurse prescription
have Plaintiff, on file therefore stated Plaintiff, Come here
on the coldest night in Florida their records will verify
the truth, the Plaintiff, think that DR.Nichols have friends
in that hospital who lie on Hospital Report.

11) Plaintiff, Stated that he didn't have a idea that he
had Prostate Hypertrophy Cancer, see exhibit -3,4, until
he send for records at north Broward medical center only
since he had been in this Facility.

12) Plaintiff, further states that it was approximately Feb.
10, 2006, when he was seen by north Broward medical
Center, and that his medical financial office report
will reveal the truth

13) Plaintiff, States that on 11/9, 2006, Nurse Dees, and
nurse Burkett, was the ones who seen him, and not Rosie
Orum R.N.

14) Plaintiff, States that he do have a problem with gonorrhea
and syphilis and the only thing wrong with Plaintiff eyes,
is he needs his glasses which are at the City jail in his
property.

15) See exhibit 12, regarding Plaintiff's problem also see exhibit -
5, 6, 8, 12.

16) Plaintiff states that DR.Nichols, didn't order any
medication on 4-9-06, and if he continue to sides this
Plaintiff will request a production of documents from
their Drug Store to seek (b) the truth.